

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

I. MICHAEL ROSS,

CASE NO. C08-01052 MHP

Plaintiff(s),

v.

NOTICE OF NEED FOR ADR PHONE
CONFERENCE

TOMLAB OPTIMIZATION AB, TOMLAB
OPTIMIZATION, INC., and ANIL RAO,

Defendant(s).

Counsel report that they have met and conferred regarding ADR and that they:

- ✓ have not yet reached an agreement to an ADR process
request an Early Settlement Conference with a Magistrate Judge

Date of Case Management Conference August 11, 2008

The following counsel will participate in the ADR phone conference:

Name	Party Representing	Phone No.	E-Mail Address
Stuart C. Clark	Plaintiff I. Michael Ross	(650) 812-3415	clark@carrferrell.com

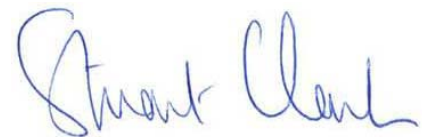
David E. Newhouse	Defendant Tomlab Optimization, Inc.	(650) 348-8652	den@attycubed.com
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On behalf of Defendant Tomlab Optimization, Inc. David E. Newhouse objects, to conferring re selection of an ADR process until Defendant Rao has been served has appeared, made initial disclosures and has a representative available to participate, if then the parties, and their representatives can not agree on one or the other of the available ADR Procedures

Civil Local Rule 16-8 and ADR Local Rule 3-5 require that lead trial counsel participate in a telephone conference with a member of the ADR Legal Staff before the Case Management Conference. The ADR Unit (adr@cand.uscourts.gov) will notify you of the date and time of your phone conference.

Dated: 7-15-2008

Dated: _____



Attorney for Plaintiff

David E. Newhouse

Digitally signed by David E. Newhouse
DN: cn=David E. Newhouse, o=Newhouse &
Associates, ou, email=den@attycubed.com, c=US
Date: 2008.07.15 18:43:31 -07'00'
Attorney for Defendant